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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

IN RE	)	DISTRICT COURT CASE NO.:
	)	
KIMBERLY MARTIN-BRAGG;	)	2:22-cv-03758-GW
AKA KIMBERLY BARBOUR,	)	
	)	BANKRUPTCY COURT CASE NO.:
Debtor.	)	
	)	2:16-bk-22878-BR
	)	
IVAN RENE MOORE,	)	ADVERSARY CASE NO.:
	)	
Appellant,	)	2:22-ap-01058-BR
	)	
v.	)	<b>REPLY IN SUPPORT OF MOTION</b>
	)	<b>TO DISMISS APPEAL</b>
KIMBERLY MARTIN BRAGG aka	)	Date: March 20, 2023
KIMBERLY BARBOUR,	)	Time: 8:30 a.m.
	)	Place: Courtroom 9D, 9th Floor
Appellee.	)	350 West 1st Street
	)	Los Angeles, CA 90012
	)	
	)	Before: Hon. George H. Wu

1                                    **MEMORANDUM OF POINTS AND AUTHORITIES**

2

3            Moore's Opposition serves primarily to confirm that he is again litigating  
4 regarding the same personal property that was the subject of the State Court  
5 Judgment, the Wells Fargo case, Moore's earlier adversary proceedings and, indeed,  
6 most or all of Moore's litigation. Moore repeatedly makes it clear that he is  
7 litigating regarding the same personal property. He then claims that the Sheriff  
8 recently found some or all of that personal property at 6150 Shenandoah. As set  
9 forth in the moving papers, the Pre-Filing Order bars any attempt to relitigate  
10 ownership of 6150 Shenandoah, or the personal property located at that address  
11 (where Appellee resides). There is little more that needs to be said on that score.

12

13            Appellee files the present Reply Brief to address two new lies that Moore tells  
14 in his Opposition. First, Moore claims that Judge Wright of this Court, who signed  
15 the May 17, 2018 Pre-Filing Order, gave Moore permission to proceed with this  
16 case. That claim is made up out of whole cloth. Moore never filed a motion for  
17 permission, this proceeding was never assigned to Judge Wright, and there is no  
18 evidence that Judge Wright even knows that this case is pending. Moore is just  
19 lying. The fact that Moore would lie about what a Judge did in this case shows  
20 exactly how disconnected from reality he has become.

21

22            Second, Moore claims that Judge Barry Russell of the Bankruptcy Court ruled  
23 that the Pre-Filing Order does not apply to this case. That is also false. Judge  
24 Russell stated, more than once, that the Pre-Filing Order did not apply to *any*  
25 proceeding filed in the Bankruptcy Court, and that it only applies to proceedings in  
26  
27  
28

1 the District Court proper.<sup>1</sup> That conclusion is utterly irrelevant here.<sup>2</sup> This District  
 2 Court issued the May 17, 2018 Pre-Filing Order. That Order applies in this Court.

3  
 4 The Motion should be granted, and the case dismissed. In addition, the Court  
 5 should consider holding Moore in criminal contempt for his repeated violations of  
 6 the Pre-Filing Order. Entering the Order clearly had no impact on Moore; he just  
 7 ignores it. Moore has been held in civil contempt and sanctioned repeatedly by the  
 8 Bankruptcy Court, e.g., for violating the discharge injunction; Moore does not pay  
 9 the sanctions. Nothing short of criminal contempt will prevent Moore from  
 10 continuing to harass Appellee and clog the court systems with frivolous and  
 11 repetitious litigation. Before deciding how to proceed, the Court may wish to run a  
 12 PACER search to see just how many cases Moore has filed.

13  
 14 DATED: March 2, 2023

LEONARD, DICKER & SCHREIBER LLP

15  
 16 By: /s/ Steve Schuman

17 Steven A. Schuman  
 18 Attorneys for Debtor/Appellee  
 19 Kimberly Martin-Bragg  
 20  
 21

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 23

24 <sup>1</sup> Judge Russell then went on to make his own finding that Moore is a vexatious  
 25 litigant, and then entered another pre-filing order that applies in the Bankruptcy  
 26 Court.

27 <sup>2</sup> The Pre-Filing Order addresses proceedings in “this Court.” Appellant argued that  
 28 “this Court” includes the Bankruptcy Court, because as a matter of law, the  
 Bankruptcy Court is part of the District Court. Judge Russell disagreed. Appellant  
 continues to believe Judge Russell was incorrect in that regard, but that is irrelevant  
 to the issues here.

**PROOF OF SERVICE**

**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 10940 Wilshire Boulevard, Suite 2100, Los Angeles, California 90024-3963.

On March 2, 2023, I served the foregoing document described as **REPLY IN SUPPORT OF MOTION TO DISMISS APPEAL** on the parties in this action by placing true copies thereof enclosed in a sealed envelope addressed as follows:

Ivan Rene Moore  
1236 Redondo Boulevard  
Los Angeles, CA 90019

I deposited each envelope in the mail at Los Angeles, California. Each envelope was mailed with postage thereon fully prepaid.

As follows: I am “readily familiar” with the firm’s practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

Executed on March 2, 2023, at Los Angeles, California.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

/s/ Peggy Young  
Peggy Young